

## State Water Resources Control Board

Division of Drinking Water

April 10, 2019

Latoya Tate, District Manager  
Home Garden Community Services District - 1610007  
11677 2nd Place  
Hanford, CA 93230

**CITATION NO. 03\_12\_19C\_016**  
**1,2,3-TRICHLOROPROPANE (1,2,3-TCP) MONITORING VIOLATION**  
**FOR THIRD AND FOURTH QUARTERS OF 2018**

Enclosed is Citation No. 03\_12\_19C\_016 (hereinafter "Citation"), issued to the Home Garden Community Services District (hereinafter "Water System"), public water system. Please note that there are legally enforceable deadlines associated with this Citation.

The Water System will be billed at the State Water Resources Control Board's (hereinafter "State Water Board") hourly rate for the time spent on issuing this Citation. California Health and Safety Code (hereinafter "CHSC") Section 116577 provides that a public water system must reimburse the State Water Board for actual costs incurred by the State Water Board for specified enforcement actions, including preparing, issuing and monitoring compliance with a citation. At this time, the State Water Board has spent approximately one hour on enforcement activities associated with this violation.

The Water System will receive a bill sent from the State Water Board in August of the next fiscal year. This bill will contain fees for any enforcement time spent on the Water System for the current fiscal year.

Any person who is aggrieved by a citation, order or decision issued under authority delegated to an officer or employee of the State Water Board under Article 8 (commencing with CHSC, Section 116625) or Article 9 (commencing with CHSC, Section 116650), of the Safe Drinking Water Act (CHSC, Division 104, Part 12, Chapter 4), may file a petition with the State Water Board for reconsideration of the citation, order or decision.

Petitions must be received by the State Water Board within 30 days of the issuance of the citation, order or decision by the officer or employee of the State Water Board. The date of issuance is the date when the Division of Drinking Water mails a copy of the citation, order or decision. If the 30th day falls on a Saturday, Sunday, or state holiday, the petition is due the following business day by 5:00 p.m.

Information regarding filing petitions may be found at:

[http://www.waterboards.ca.gov/drinking\\_water/programs/petitions/index.shtml](http://www.waterboards.ca.gov/drinking_water/programs/petitions/index.shtml)

If you have any questions regarding this matter, please contact Adam Forbes of my staff at (559) 447-3137 or me at (559) 447-3300.

Sincerely,



Chad Fischer, P.E.  
Senior Sanitary Engineer, Visalia District  
SOUTHERN CALIFORNIA BRANCH  
DRINKING WATER FIELD OPERATIONS

Certified Mail No. 7018 0040 0000 3160 0039

CJF/LR

Enclosures

cc: Kings County Environmental Health Department  
Randy Johnson, Contract Operator, 1050 Ben Hur Road, Raymond, CA 93230

STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF DRINKING WATER

**Name of Public Water System:** Home Garden Community Services District

**Water System No:** 1610007

**Attention:** Latoya Tate, District Manager

11677 2nd Place

Hanford, CA 93230

**Issued:** April 10, 2019

CITATION FOR NONCOMPLIANCE  
CALIFORNIA HEALTH AND SAFETY CODE, SECTION 116555 AND  
CALIFORNIA CODE OF REGULATIONS, TITLE 22, SECTION 64445

FAILURE TO CONDUCT INITIAL MONITORING FOR  
1,2,3-TRICHLOROPROPANE  
Third and Fourth Quarters of 2018

The California Health and Safety Code (hereinafter "CHSC"), Section 116650 authorizes the State Water Resources Control Board (hereinafter "State Water Board"), to issue a citation to a public water system when the State Water Board determines that the public water system has violated or is violating the California Safe Drinking Water Act (hereinafter "California SDWA"), (CHSC, Division 104, Part 12, Chapter 4,



commencing with Section 116270), or any regulation, standard, permit, or order issued or adopted thereunder.

The State Water Board, acting by and through its Division of Drinking Water (hereinafter "Division"), and the Deputy Director for the Division, hereby issues Citation No. 03\_12\_19C\_016 (hereinafter "Citation"), pursuant to Section 116650 of the CHSC to the Home Garden Community Services District (hereinafter "Water System"), for violation of CHSC, Section 116555(a)(1) and California Code of Regulations (hereinafter "CCR"), Title 22, Section 64445.

### STATEMENT OF FACTS

The Water System is classified as a community public water system with a population of 1,750 serving 502 connections. The Water System utilizes 3 groundwater wells as its source of domestic water: Well Nos. 01D, 02D-Standby and 04.

CHSC, Section 116555 requires all public water systems to comply with primary drinking water standards as defined in CHSC, Section 116275(c). Primary drinking water standards include maximum levels of contaminants, specific treatment techniques, and monitoring and reporting requirements as specified in regulations adopted by the State Water Board.

CCR, Title 22, Section 64445(b) requires the water system to initiate quarterly monitoring for any chemical added to table 64444-A in January after the effective date of the maximum contaminant level.

Effective December 14, 2017, all community and nontransient noncommunity public water systems were required to monitor their active sources for 1,2,3-trichloropropane (hereinafter "1,2,3-TCP"), and report all sampling results to the State Water Board

beginning with the first quarter of 2018 (January 1 to March 31, 2018). Initial monitoring to determine compliance with the 1,2,3-TCP maximum contaminant level (hereinafter "MCL") for 1,2,3-TCP consists of four quarterly samples beginning with the first calendar quarter of 2018.

The Water System was issued a Notice of Violation on January 30, 2019 for failing to collect a 1,2,3-TCP sample from Well Nos. 01D and 04 during the 3<sup>rd</sup> quarter of 2018.

The State Water Board's electronic water quality database shows that 1,2,3-TCP sampling results have not been submitted for the wells listed below in the 3<sup>rd</sup> and 4<sup>th</sup> quarter of 2018.

Primary Station Code	Source Name
1610007-002	Well 01D
1610007-007	Well 04

### DETERMINATION

The State Water Board has determined that the Water System has failed to comply with the CHSC, Section 116555 and initial organic chemical monitoring requirements pursuant to CCR, Title 22, Section 64445 during Third and Fourth Quarters of 2018.

### DIRECTIVES

The Water System is hereby directed to take the following actions:

1. By **May 5, 2019**, collect 1,2,3-TCP samples from the raw water sources listed in the table below and submit them to an appropriately accredited laboratory for analysis by a State Water Board-approved method. The analytical results of the

samples must be submitted electronically to the State Water Board, by the laboratory that conducts the analysis, no later than the tenth day of the month following completion of the analyses. The Water System must collect at least four (4) quarterly samples from each source listed in the table to remain in compliance with the initial monitoring requirements for 1,2,3-TCP.

Primary Station Code	Source Name
1610007-002	Well 01D
1610007-007	Well 04

2. By **May 5, 2019**, notify all persons served by the Water System of the violation of CCR, Title 22, Section 64445, in conformance with Sections 64463.4 and 64465.

Appendix 1: Notification Template must be used to fulfill this Directive unless otherwise approved by the State Water Board. The notification must be completed in accordance with the following: Community WS (delete this line)

- By mail or direct delivery of the Public Notification to each customer served by the Water System and;
- By one of the following secondary methods to reach persons not likely to be reached by mail or direct delivery;
  - By publication in a local newspaper, by delivery to community organizations or by posting in conspicuous public places served by the Water System or on the internet. If the Water System opts to issue the notice via internet website, the public notice must remain posted for a minimum of seven (7) consecutive days.

The Water System must determine which option will be used to conduct the secondary distribution of the notice.



- 1        3. Complete Appendix 2: Compliance Certification Form. Submit it together with a  
2        copy of the public notification required by Directive 2 to the State Water Board by  
3        **May 15, 2019.**
- 4
- 5        4. Include this violation in the 2018 Consumer Confidence Report in accordance  
6        with CCR, Title 22, Section 64481(g)(1).
- 7

8        All submittals required by this Citation, unless otherwise specified in the directives above,  
9        must be electronically submitted to the State Water Board at the following address. The  
10       subject line for all electronic submittals corresponding to this Citation must include the  
11       following information: Water System name and number, citation number and title of the  
12       document being submitted.

13

14                Chad Fischer, P.E., Senior Sanitary Engineer  
15                State Water Resources Control Board  
16                Division of Drinking Water, Visalia District  
17                265 W. Bullard Ave, Suite 101  
18                Fresno, CA 93704

19                Dwpdist12@waterboards.ca.gov

20

21        The State Water Board reserves the right to make modifications to this Citation as it may  
22        deem necessary to protect public health and safety. Such modifications may be issued  
23        as amendments to this Citation and shall be effective upon issuance.

24

25        Nothing in this Citation relieves the Water System of its obligation to meet the  
26        requirements of the California SDWA (CHSC, Division 104, Part 12, Chapter 4,  
27        commencing with Section 116270), or any regulation, standard, permit or order issued or  
28        adopted thereunder.

29                                **PARTIES BOUND**

1 This Citation shall apply to and be binding upon the Water System, its owners,  
2 shareholders, officers, directors, agents, employees, contractors, successors, and  
3 assignees.

4  
5 **SEVERABILITY**

6 The directives of this Citation are severable, and the Water System shall comply with  
7 each and every provision thereof notwithstanding the effectiveness of any provision.  
8  
9



**FURTHER ENFORCEMENT ACTION**

The California SDWA authorizes the State Water Board to: issue a citation or order with assessment of administrative penalties to a public water system for violation or continued violation of the requirements of the California SDWA or any regulation, permit, standard, citation, or order issued or adopted thereunder including, but not limited to, failure to correct a violation identified in a citation or compliance order. The California SDWA also authorizes the State Water Board to take action to suspend or revoke a permit that has been issued to a public water system if the public water system has violated applicable law or regulations or has failed to comply with an order of the State Water Board, and to petition the superior court to take various enforcement measures against a public water system that has failed to comply with an order of the State Water Board. The State Water Board does not waive any further enforcement action by issuance of this Citation.

Chad Fischer, P.E.  
Visalia District Engineer

4/10/19  
Date

**Appendices:**

1. Notification Template
2. Compliance Certification Form

Certified Mail No. 7018 0040 0000 3160 0039



## APPENDIX 1. NOTIFICATION TEMPLATE

### IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER

Este informe contiene información muy importante sobre su agua potable.  
Por favor hable con alguien que lo pueda traducir.

#### 1,2,3-Trichloropropane Monitoring Requirements Not Met for Home Garden Community Services District

Our water system recently failed a drinking water standard during the 3<sup>rd</sup> and 4<sup>th</sup> quarter of 2018 and therefore was in violation of the regulations. Although this is not an emergency, as our customers, you have a right to know what happened, what you should do, and what we did to correct the situation.

We are required to monitor your drinking water for specific contaminants on a regular basis. Results of regular monitoring are an indicator of whether or not our drinking water meets health standards. During the 3<sup>rd</sup> and 4<sup>th</sup> quarter of 2018 we did not collect a 1,2,3-trichloropropane (1,2,3-TCP) sample from Well Nos. 01D and 04 and therefore, cannot be sure of the quality of our drinking water during that time.

#### What should I do?

- There is nothing you need to do at this time.
- The table below lists the contaminant we did not properly test for during the calendar year 2018 and 2019, how many samples we are required to take and how often, how many samples we took, when samples should have been taken, and the date on which follow-up samples will be taken.

Contaminant	Required sampling frequency	Number of samples taken	When all samples should have been taken	When samples will be taken
1,2,3-TCP	Quarterly	2 samples from each well	During 3 <sup>rd</sup> and 4 <sup>th</sup> quarters of 2018	

- If you have health issues concerning the consumption of this water, you may wish to consult your doctor.

#### What happened? What is being done?

What happened? What is being done?

[Describe corrective action]

We anticipate resolving the problem within [estimated time frame]

For more information, please contact:

Water System Contact Name \_\_\_\_\_

Phone Number \_\_\_\_\_

Mailing Address \_\_\_\_\_

Please share this information with all the other people who drink this water, especially those who may not have received this notice directly (for example, people in apartments, nursing homes, schools, and businesses). You can do this by posting this public notice in a public place or distributing copies by hand or mail.

**Secondary Notification Requirements**

Upon receipt of notification from a person operating a public water system, the following notification must be given within 10 days [Health and Safety Code Section 116450(g)]:

- SCHOOLS: Must notify school employees, students, and parents (if the students are minors).
- RESIDENTIAL RENTAL PROPERTY OWNERS OR MANAGERS (including nursing homes and care facilities): Must notify tenants.
- BUSINESS PROPERTY OWNERS, MANAGERS, OR OPERATORS: Must notify employees of businesses located on the property.

This notice is being sent to you by Home Garden Community Services District

Date distributed: \_\_\_\_\_



## APPENDIX 2: COMPLIANCE CERTIFICATION

**Notice of Violation Number:** 03\_12\_19C\_016

**Name of Water System:** Home Garden Community Services District

**System Number:** 1610007

### Certification

I certify that the users of the water supplied by this water system were notified of the 1,2,3-TCP monitoring violation of California Code of Regulations, Title 22, Section 64445 for the compliance period of Third and Fourth Quarters of 2018 and the required actions listed below were completed.

Required Action	Date Completed
(Citation Directive 2) Public Notification Method(s) Used: _____	
(Citation Directive 1) 1,2,3-TCP Sample Collection Date(s): _____	

\_\_\_\_\_  
Signature of Water System Representative

\_\_\_\_\_  
Date

**Attach a copy of the public notice distributed to the water system's customers.**

**THIS FORM MUST BE COMPLETED AND RETURNED TO THE STATE WATER BOARD,  
DIVISION OF DRINKING WATER, NO LATER THAN May 15, 2019**

**Disclosure:** Be advised that the California Health and Safety Code, Sections 116725 and 116730 state that any person who knowingly makes any false statement on any report or document submitted for the purpose of compliance with the Safe Drinking Water Act may be liable for, respectively, a civil penalty not to exceed five thousand dollars (\$5,000) for each separate violation or, for continuing violations, for each day that violation continues, or be punished by a fine of not more than \$25,000 for each day of violation, or by imprisonment in the county jail not to exceed one year, or by both the fine and imprisonment.